

ATTACHMENT 1

CITY OF NANAIMO

BYLAW NO. 7108.04

A BYLAW TO AMEND THE FIRE PROTECTION AND LIFE SAFETY BYLAW

The Council of the City of Nanaimo in open meeting assembled, ENACTS AS FOLLOWS:

1. Title

This Bylaw may be cited as “Fire Protection and Life Safety Amendment Bylaw 2024 No. 7108.04”.

2. Amendments

“Fire Protection and Life Safety Regulation Bylaw 2011 No. 7108” is hereby amended as follows:

2.1 Add the following definitions to the Interpretation section:

“FUEL TANK”	includes storage tanks for flammable liquid (a liquid that has a flash point below 37.8 °C and a vapour pressure not exceeding 275.6 kPa, 40 psi, absolute, at 37.8°C) or combustible liquid (a liquid that has a flash point at or above 37.8°C and below 93.4°C).
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“FUEL TANK PERMIT”	means a permit authorizing the installation, removal, or withdrawal from service of an underground or aboveground Fuel Tank issued by the Fire Chief.
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2.2 Delete the provision within Section 22 and replace it with the following:

Permits

(1) A person must obtain a Fuel Tank Permit from the Fire Chief before undertaking any of the following activities:

- (a) installing a Fuel Tank;
- (b) removing a Fuel Tank; or
- (c) withdrawing a Fuel Tank from service.

(2) To apply for a Fuel Tank Permit, the owner of the Premises on which the Fuel Tank is located must submit to the Fire Rescue Department:

- (a) a report prepared and sealed by a qualified professional certifying that the proposed works comply with all applicable provisions of the following:
 - i. Fire Code;
 - ii. Building Code; and
 - iii. CAN/CSA B139 – Installation Code for Oil Burning Equipment;

- (b) an application form in the form shown as Schedule “G” to this Bylaw;
and
 - (c) any fees prescribed by the City of Nanaimo Fees and Charges Bylaw.
- (3) Upon completion of work authorized by a Fuel Tank Permit, the owner of the Premises on which the Fuel Tank is located must promptly submit to the Fire Rescue Department a report prepared and sealed by a qualified professional certifying that the work was completed in accordance with the relevant Fuel Tank Permit and applicable provisions of the following:
- (a) Fire Code;
 - (b) Building Code; and
 - (c) CAN/CSA B139 – Installation Code for Oil Burning Equipment.

Maintenance

- (4) Fuel Tanks must be maintained and inspected for leakage in accordance with the Fire Code.
- (5) The Fire Chief may order that a Fuel Tank be tested for leakage whenever a leak is suspected.
- (6) When a leak in a Fuel Tank is detected, the Fire Chief may order that the Fuel Tank:
 - (a) be replaced, in the case of an underground Fuel Tank;
 - (b) be repaired or replaced, in the case of an above ground Fuel Tank;

and the Fire Chief may require that the person provide a report prepared and sealed by a qualified professional certifying that such work has been carried out in compliance with the applicable provisions of the following:

- (c) Fire Code;
- (d) Building Code; and
- (e) CAN/CSA B139 – Installation Code for Oil Burning Equipment.

2.3 Delete Schedule “G” in its entirety and replace it with the Schedule “G” attached to and forming part of this bylaw.

PASSED FIRST READING: _____
PASSED SECOND READING: _____
PASSED THIRD READING: _____
ADOPTED: _____

MAYOR

CORPORATE OFFICER

SCHEDULE "G"

FUEL TANK PERMIT APPLICATION

Application to Remove, Withdraw From Service, or Install a Fuel Tank

The applicant hereby applies for permission to (check all that apply):

- Install Fuel Tank
- Remove Fuel Tank
- Withdraw Fuel Tank from Service

Type of Fuel Tank:

- Above Ground
- Underground

If there is more than one Fuel Tank on the property, or proposed to be installed on the property, please describe all such Fuel Tanks and specify which one(s) this application concerns:

Attached Report by Qualified Professional:

Name of Qualified Professional: _____

Date of Report: _____

It is understood that completion of this form constitutes an application only and that the work applied for will not be commenced unless and until a Fuel Tank Permit has been issued.

Civic Address: _____

Full Name of Registered Owner: _____

Mailing Address of Registered Owner: _____

Name of Contractor/Installer: _____

Address of Contractor: _____

Phone Number of Contractor: _____

Name of Applicant (if different): _____

Signature of Applicant: _____

Date: _____

City of Nanaimo - Fire Rescue Department	
Date Application Received: _____	
Approved:	YES <input type="checkbox"/> or NO <input type="checkbox"/>
Comments: _____	

Signature: _____	

SCHEDULE "G"

Fuel Tank Permit Application Instructions

1. Fill out application form, attach report from qualified professional, and deliver both the form and report to the Fire & Loss Prevention Division of Nanaimo Fire Rescue.
2. The Fire & Loss Prevention Division will process the application and will contact the applicant to arrange for pick-up of the permit(s), notify the applicant that the application has been denied, or request additional information to process the application.
3. Applicant will pay for permit(s) at the time of issue.

Permit Costs.

See the Fees and Charges Bylaw for Permit Costs.